

EXHIBIT B

filed 7-10-09

SUPERIOR COURT OF WASHINGTON FOR SNOHOMISH COUNTY

GMAC, a Delaware Corporation,

Plaintiff,

vs.

EVERETT CHEVROLET, INC., a
Delaware Corporation; and JOHN
REGGANS and JANE DOE REGGANS
and their marital community,

Defendants.

No. 08-2-10683-5

ORDER DENYING PLAINTIFF'S
REQUEST FOR REPLEVIN AND
DENYING MOTION TO AMEND
COMPLAINT

THIS MATTER having regularly come before this Court upon a show cause hearing for replevin; GMAC's motion to amend its complaint; and GMAC's motion to Enforce January 14 Injunction Order. The Defendants being represented by their attorneys, William J. Wheeler and Marsh Mundorf Pratt Sullivan + McKenzie, P.S.C., by Karl F. Hausmann, Plaintiff being represented by its attorneys Stael Rives LLP, by Andrew A. Guy and John E. Glowney, and the Court having heard the testimony of witnesses and considered exhibits, and considered the pleadings submitted by the parties and heard oral argument and reviewed the records and file herein and being fully advised in the premises, NOW, THEREFORE,

ORDER DENYING PLAINTIFF'S REQUEST FOR
REPLEVIN AND DENYING MOTION TO AMEND
COMPLAINT - 1

1 IT IS HEREBY ORDERED, ADJUDGED and DECREED as follows:

2 1. GMAC's request for replevin is denied. The court finds and concludes
3 that GMAC has breached its Wholesale Security Agreement and violated its duty of
4 good faith and fair dealing under the Washington UCC and Washington common law.

5 2. The Restraining Order entered December 31, 2008 and modified January
6 14, 2009, is dissolved.

7 3. This is the final ruling on the show cause hearing for replevin. However,
8 Findings of Fact and Conclusions of Law will be entered upon presentation by the
9 parties.
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11 4. The \$32,000.00 held in the Registry of the Court shall be paid
12 immediately in and expedited manner by wire transfer to the U.S. Bank account of
13 Everett Chevrolet. Counsel for Everett Chevrolet will provide wiring instruction to the
14 Clerk of the Court.

15 5. This Court will retain jurisdiction over the case to resolve all remaining
16 issues related to the request for replevin, including the resolution of the Two Million
17 Dollar (\$2,000,00.00) court bond on file.

18 6. GMAC's Motion to Amend its Complaint is denied.

19 7. GMAC's motion to enforce the January 14th injunctive order is denied.

20 DONE IN OPEN COURT this 10th day of April, 2009.

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24 JUDGE ERIC Z. LUCAS
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ORDER DENYING PLAINTIFF'S REQUEST FOR
REPLEVIN AND DENYING MOTION TO AMEND
COMPLAINT - 2

1 Presented by:

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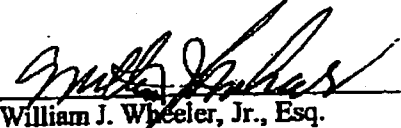
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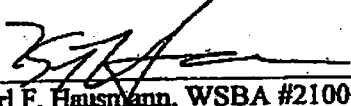
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EXCHAMBER OF COMMERCE, INC. v. GUY, et al. - Order Denying doc

ORDER DENYING PLAINTIFF'S REQUEST FOR
REPLEVIN AND DENYING MOTION TO AMEND
COMPLAINT - 3